

# ENVIRONMENTAL LEAD NEWSLETTER

June 2002

## UPDATES AND ANNOUNCEMENTS

### New Kentucky Rules

New Environmental Lead regulations identified as 902 KAR 48:010, 48:020, 48:030 and 48:040 became effective February 2002. Hard copies of the regulations can be obtained from the Environmental Lead Program at the address indicated below. The regulations can also be reviewed on the Internet at: <http://www.lrc.state.ky.us/kar/TITLE902.HTM> and look under: **Chapter 48 Lead Abatement**

- Some of the main differences in the revised regulations are discussed under the issues sections of the newsletter.
- In addition the program is in the process of completing information packets to companies and individuals which should be mailed by July.

### Expirations (See listings)

Individuals and company certifications, which have expired since the last newsletter, are identified with a strike through on the listing. Individuals who will expire in the next six months have been underlined.

## Assessment and Abatement Issues

### Regulatory Changes:

#### Certification:

- Provides that only Departmental approved courses will be accepted for certification. Changes certification date to correspond with course completion date and give the department ten (10) days to approve or disapprove application. Adds the requirement for an application fee in addition to the discipline fee, and requirement for submission of color photograph.
- Establishes requirements for taking the 3<sup>rd</sup> party examination, including a fee, pass/failure rules, issuance of identification card, and limits certification application process time period.
- Requires at minimum a high school diploma or equivalent for supervisor certification.
- Added qualifications for certification of a lead hazard-sampling technician.
- Requires that an applicant apply for re-certification at a minimum of thirty (30) days prior to the expiration date. Allows for special consideration and requirements for individuals who file after the certification expiration date.

#### Abatement and Assessment:

- Acceptable work practice requirements and methodologies are in the regulation, identified in EPA rules, or can be equivalent methods.
- Indicates that there a specific components of the abatement plan identified in another section. Provides for a fee to review the application, and if disapproved an additional fee for continued review. Allows for conditions and requirements for extending the dates of the permit issuance. Identifies conditions where an additional permit and fee may be required if permit expires.

## INSIDE THIS ISSUE

- 1** Updates and Announcements
- 1** Assessment and Abatement Issues
- 1** Regulatory Changes - Certification
- 2** Regulatory Changes – Abatement /Assessment
- 3** Regulatory Changes - Accreditation

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## **Regulatory Changes**

### **Accreditation:**

- Changes in application and reapplication process. Requires additional company and course information to be provided to the Department at the time of application
- Changes the time period for acceptance, disapproval or submission of information from the provider. Clarifies that both initial and refresher courses require course approval.
- Provides requirements for amending training course approval. Indicates that new courses added will expire on the same date as the initial program accreditation.
- Added other course requirements that involve instructor/student ratios, adequate training and visual equipment, lighting and space. Added requirement for identify students. Indicating the time that the student must attend the course (90 percent of each day). Allows a specific time period for the students to pass the course test or complete failed hands-on skills requirements. Addition information is now required on the course completion certification.
- Provides that the principal instructor must have taken the initial course that is being taught, with the exception of the worker course.
- New section that covers: Specific time period notification for management or organization changes, transfer of records. Training course notification, time period, materials to be submitted. Requirement for submission of student rosters with specific information. Allows for variance in notification time period under special circumstances.
- Adds course requirements for lead hazard dust clearance technician.
- Replaced section concerning inspection requirements. Specifically indicates that both course and in-house audits will be conducted as a part of continued accreditation.

## **Regulatory Changes**

### **Abatement and Assessment**

**-cont.-**

- Changes in present fee cost and the addition of new fees.
- Change to allow the use of a supervisor in large projects where low level waste are involved. Requirements for specific information to be included in abatement plan.
- New Section specifying onsite permit requirements, identification cards in the possession of workers, who can be on the site, and the specific requirement that the certified individual who prepared the abatement plan must be onsite or available.
- Added requirement, that the company must provide analytical information about the lead level of the replacement soil.
- Provides for clearance procedures after non-abatement activities such as renovation and remodeling activities.
- New section that includes report requirements for both clearance after abatement and non-abatement activities that disturb lead based paint, and a time period requirement for submission of the report to the Department.
- The title of this section reflects new EPA definitions. The information was removed from the definitions to this location for clarification purposes.
- Changes were made to reflect new EPA 403 standards.
- Additional requirements were added that direct the company to be responsible for the admission of the Department to conduct the inspection. Other requirements concern the discontinuance of the inspections if violations are found during the visual part of the inspection.

## Kentucky Certified Lead-Hazard Risk Assessors

**June 15, 2002**

Phillip Applegate Exp. 02/15/03  
Evergreen Group  
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Donald Baker Exp. 07/20/03  
City of Ashland  
Ashland, Kentucky

Deanna Black Exp. 01/0/03  
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Owensboro, KY.

Brian Bottom Exp. 11/5/02  
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Jeffery Brown Exp. 03/03/03  
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City of Paducah  
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Rebecca Warren Exp. 02/07/03  
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Nancy Weber Exp. 07/11/03  
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~~Sonya A. Wilson Exp. 3/16/02  
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~~Ralph Zilliox Exp. 01/05/02  
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## Kentucky Certified Lead Hazard Inspectors

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## Kentucky Certified Lead-Hazard Supervisors and Project Designers

June 15, 2002

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### Supervisors

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Charles Berkley Exp. 01/26/03  
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Harold Coleman Exp. 10/16/02  
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~~Jessie J. Cottrell Exp. 5/12/02  
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Sharon Hagg Exp. 11/15/02  
IPL City of Louisville  
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~~Ervin Bieber, Exp. 04/14/02  
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~~William G. Dunn, Jr. Exp. 5/12/02  
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Department of Housing  
Louisville, KY. 40202

Thomas Martin Exp. 05/04/04  
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## Kentucky Certified Lead-hazard Abatement Companies with Supervisors

June 15, 2002

### ~~Alpha Contracting Services, Inc.~~

~~Exp. 2/14/02~~

~~Berea KY 40403~~

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### **Supervisors**

David McFarland

James Lewis

Harry Potter

Thomas Martin

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### **AST Industrial & Environmental**

Services Exp. 05/03/03

Louisville, KY. 40213

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### **Supervisors**

Scott Higgs

Steven McCoy

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### **Bluegrass Environmental Services**

Exp. 2/15/03

Mt. Sterling, KY 40353

### **Supervisors**

Harold Kenney

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### **Cardinal Ind. Insulation** Exp. 5/12/04

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(502) 589-5794

### **Supervisors**

Jessie Cottrell

William Dunn

Kenneth Kirk

Clayton Hutchinson

Robert A. Probus

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### **Cedar Grove Development, Inc.**

Exp. 3/21/03

Louisville KY 40214

### **Supervisors**

Malcolm Slider

Ervin Bieber

Tom Lynch

Donald Brunson

Larry Yost

---

### **Dixie Development** Exp. 10/23/02

Louisville, KY. 40256

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### **Supervisor**

Kenneth Ruth

## Kentucky Certified Lead-hazard Abatement Companies with Supervisors (cont)

June 15, 2002

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### **E. Luke Greene Company**

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#### **Supervisors**

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Richard Graczyk

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### **H.C.L., Inc.** Exp. 4/20/04

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### **Hibbits Construction, Inc.** Exp. 4/25/04

London, KY 40743  
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#### **Supervisors**

Dennis Hibbits  
Kenneth Hibbits  
Jessee Rose  
Roger Whitlow

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### **J & M Monitoring** Exp. 9/22/02

Pikeville, Kentucky 41502

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#### **Supervisors**

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Harold Coleman

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### **National Env. Contracting** Exp. 12/18/03

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#### **Supervisors**

Donald Bobby  
Timothy Elmore  
Richard Fleischer  
Neil Stamp  
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## Kentucky Certified Lead-hazard Abatement Companies with Supervisors (cont)

June 15, 2002

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**Project Designer**  
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C. Tom Pressley  
John Fulkerson  
John Adams

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**SD Environmental, Inc.** Exp. 2/18/03  
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**Supervisors**  
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John Lambert  
Donald Morris

# **ENVIRONMENTAL LEAD NEWSLETTER**

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